

**RESPONSE TO COMMENTS
FINAL PERMITTING DECISION**

Permit No.: Carwash General Permit (0000-WG-CW)

Prepared by: Colby Ungerank

The following are responses to comments received regarding the draft permit number above and are developed in accordance with regulations promulgated APC&EC Regulation No. 8, Administrative Procedures and A.C.A. 8-4-203 e(2).

Introduction

The above permit was submitted for public comment on April 14, 2017. The public comment period ended on May 15, 2017. A summary of the changes can be found on the last page of this document.

The following person sent comments to the ADEQ during the public notice and public hearing.

	Commenter	# of comments raised
1.	Katherine Yarberry, P.E.	5

Comment 1 The Fact sheet states that there has been a change in section 1.3.1, but I do not see any changed language.

Response: There was a typo on the Fact Sheet. There was a change to Section 1.3.3 of the Draft Permit. The Department added the word “carwash”.

Comment 2 For clarity, I request that Part 1.7 be changed as follows:

Part 1.7 Public Notice Permit Language:

1.7 Requiring an Individual Permit

1.7.1 The Director may require any person authorized to operate under the terms and conditions of this general permit to apply for and obtain and individual permit when:

1.7.1.1 The permittee is determined to be a contributor of pollution.

1.7.1.2 The permittee is not in compliance with the conditions of this general permit.

1.7.1.3 A change has occurred in the availability of the demonstrated technology or practices for the control or abatement of pollution of the wastewater treatment system.

Part 1.7 Suggested Language:

1.7 Requiring an Individual Permit

1.7.1 The Director may require any person authorized to operate under

the terms and conditions of this general permit to apply for and obtain and individual permit when:

1.7.1.1 The permittee is determined to be a contributor of pollution;

1.7.1.2 The permittee is not in compliance with the conditions of this general permit; or

1.7.1.3 A change has occurred in the availability of the demonstrated technology or practices for the control or abatement of pollution of the wastewater treatment system.

Response: The Department agrees and has made the change.

Comment 3 Part 1.8 does not allow for submittal of an application via the Department’s ePortal site.

Response: The Department agrees and has made the change.

Comment 4 Part 3.4 uses the term “Qualified Service Technician,” but this term is not defined. Furthermore, recordkeeping requirements in Part 4 do not include a requirement to keep information pertaining to the annual inspection by a “Qualified Service Technician” required by 3.4. The only inspection recordkeeping required by the proposed permit is if waste is removed from the tank in Part 4.1.6.

Response: The Department agrees and has added a definition for Qualified Service Technician and changed the record keeping requirements in Part 4.

Comment 5 The Fact Sheet states there is a section regarding “Public Notice and Meeting,” but there is no such section in the Fact Sheet.

Response: The Department agrees and has made the change.

Summary of Changes

Part	Draft Permit (strikethrough)	Final Permit (<i>Italic</i>)	Comment #
No. 3 of the Fact Sheet	There are language clarifications in Sections 1.3.4, 1.4.1, 3.2, and 8.5.	There are language clarifications in Sections 1.3.3, 1.4.1, 3.2, and 8.5.	1
Part 1.7	1.7 Requiring an Individual Permit 1.7.1 The Director may require any person authorized to operate under the terms and conditions of this general permit to apply for and obtain and individual permit when: 1.7.1.1 The permittee is	1.7 Requiring an Individual Permit 1.7.1 The Director may require any person authorized to operate under the terms and conditions of this general permit to apply for and obtain and individual permit when: 1.7.1.1 The permittee is	2

Part	Draft Permit (strikethrough)	Final Permit (<i>Italic</i>)	Comment #
	<p>determined to be a contributor of pollution-</p> <p>1.7.1.2 The permittee is not in compliance with the conditions of this general permit-</p> <p>1.7.1.3 A change has occurred in the availability of the demonstrated technology or practices for the control or abatement of pollution of the wastewater treatment system.</p>	<p>determined to be a contributor of pollution;</p> <p>1.7.1.2 The permittee is not in compliance with the conditions of this general permit; <i>or</i></p> <p>1.7.1.3 A change has occurred in the availability of the demonstrated technology or practices for the control or abatement of pollution of the wastewater treatment system.</p>	
Part 1.8	N/A	https://Eportal.adeq.state.ar.us	3
Part 9.11	N/A	<p>9.11. Qualified Service Technician – means an Arkansas Department of Health Licensed Septic Tank Hauler.</p>	4
Part 4.1	N/A	<p>4.1.6. Annual inspection results conducted by the Qualified Service Technician; and</p>	4
Index of the Fact Sheet	<p>1. Background</p> <p>1.1. General Permit Coverage</p> <p>1.2. Permit History</p> <p>2. Permit Conditions and Basis</p> <p>3. Changes from Previous Permit</p> <p>4. Sources</p> <p>5. Public Notice and Meeting</p>	<p>1. Background</p> <p>1.1. General Permit Coverage</p> <p>1.2. Permit History</p> <p>2. Permit Conditions and Basis</p> <p>3. Changes from Previous Permit</p> <p>4. Sources</p>	5